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JULIA C. DUDLEY, CLERK
BY:

## IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF VIRGINIA ROANOKE DIVISION

RICHARD VILLAR, Plaintiff,	)	Civil Action No. 7:10-cv-00376
	)	
v.	)	<u>ORDER</u>
	)	
ΓERRY O'BRIEN, <u>et al.,</u> Defendant.	)	By: Hon. Jackson L. Kiser
	)	Senior United States District Judge

In accordance with the written memorandum opinion entered this day, it is hereby

## **ORDERED**

that the complaint is **DISMISSED without prejudice** for failing to comply with the conditional filing order and 28 U.S.C. § 1915(a)(2) and the action is **STRICKEN** from the active docket of the court.

The Clerk is directed to send copies of this order and the accompanying memorandum opinion to the plaintiff.

ENTER: This day of September, 2010.

Sephor United States District Judge